

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

GERALD DWAYNE TEMPLETON	§	
VS.	§	CIVIL ACTION NO. 6:17cv615
UNITED STATES OF AMERICA	§	CRIMINAL NO. 6:16CR00033-001

ORDER OF DISMISSAL

The above-styled and numbered civil action was heretofore referred to United States Magistrate Judge John D. Love. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts the same as the findings and conclusions of the court. It is therefore

ORDERED that Mr. Templeton's unopposed motion to dismiss (Dkt. #12) is **GRANTED** and the motion to vacate, set aside or correct his sentence is **DISMISSED** without prejudice. Fed. R. Civ. P. 41(a)(2). A certificate of appealability is **DENIED**. All motions not previously ruled on are **DENIED**.

So Ordered and Signed

Apr 20, 2018



Ron Clark, United States District Judge